IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

WEDNESDAY, THE 21ST FEBRUARY 2007 / 2ND PHALGUNA 1928

WP(C).No. 5854 of 2007(V)

PETITIONER:

P.G.MANOHARAN, AGED 43 YEARS
S/O.GOVINDAN
RESIDING AT MANUSREE HOUSE
WEST OF EXCEL GLASS LTD.
PATHIRAPPALLY P.O., ALAPPUZHA

BY ADV. SRI.C.V.MANUVILSAN
SRI.G.SUDHEER
SRI.T.K.SUJITH

RESPONDENTS:

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1. THE SECRETARY
MARARIKULAM SOUTH GRAMA PANCHAYAT
KATTOOR P.O., KALAVOOR, ALAPPUZHA

2. THE REVENUE DIVISIONAL OFFICER,
ALAPPUZHA

3. MR.DIWAKARAN @ KUNJUMON
KANDATHIL PARAMBIL HOUSE
WEST OF EXCELL GLASS LTD.
PATHIRAPPALLY P.O., ALAPPUZHA

R2 BY GOVT.PLEADER SMT.T.B.RAMANI

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 21/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE, J.

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W.P.(C) No.5854 OF 2007

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DATED THIS THE 21ST FEBRUARY, 2007

J U D G M E N T

The grievance of the petitioner is that even without consent from the Pollution Control Board or from any statutory authority including the Public Health Authority, the Panchayat has issued a licence to the 3rd respondent for the conduct of a timber mill using heavy machinery which generates all types of pollution in the area.

2. I do not propose to consider the genuineness of the above grievance. But Ext.P2 petition has been submitted before the 1st respondent-Panchayat. The Panchayat will take up Ext.P2, issue notice to the 3rd respondent, hear the petitioner and the 3rd respondent and take a decision on Ext.P2 at the earliest and at any rate within one month of receiving copy of this judgment.

The Writ Petition is disposed of as above.

(PIUS C. KURIAKOSE, JUDGE)

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